

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2742

IN THE MATTER OF:

Served August 1, 1985

Application of SHAW BUS SERVICE, )  
INC., for Special Authorization to )  
Perform Charter Operations Pursuant )  
to Contract with The Close-Up )  
Foundation )

Case No. CP-85-07

By application filed July 29, 1985, Shaw Bus Service, Inc. ("Shaw" or "applicant"), seeks authority to conduct charter operations pursuant to WMATC Special Certificate of Public Convenience and Necessity No. 1 under contract with The Close-Up Foundation ("Close-Up" or "the Foundation") transporting students and teachers participating in educational tour programs arranged for and conducted by the Foundation, over irregular routes, between points in the Metropolitan District.

The contract which is effective from September 1, 1985, through July 31, 1986, requires applicant to provide up to seven 46-passenger coaches to transport participants in Close-Up's tour program between points in the Metropolitan District as directed. The contract requires that at least five coaches be available for airport transfers on weekends. The following rate schedule would apply:

One-Way Transfers Generally	\$130.00
Transfers Between:	
WNA and D.C. or Virginia Hotels	120.00 <u>1/</u>
WNA and Maryland Hotels	120.00
Dulles and Specified Hotels	140.00 <u>1/</u>
BWI and Specified Hotels	120.00 <u>1/</u>
Amtrack Station-Alexandria and Specified Hotels	120.00 <u>1/</u>

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1/ Baltimore-Washington International Airport is beyond the Metropolitan District. Transportation solely within the Commonwealth of Virginia is not within this Commission's jurisdiction. Neither shall be considered a part of this application.

Union Station and Specified Hotels	120.00
Non-Lectured Hourly Service (per hour)	130.00 <u>2/</u>

Applicant operates ten 47-passenger coaches which meet the Foundation's transportation requirements and has the financial capability to lease additional coaches as needed.

Applicant's balance sheet dated June 30, 1985, shows current assets of \$217,455, fixed assets (less depreciation) of \$185,456, other assets of \$2,628, current liabilities of \$91,238, long term liabilities of \$40,873, and equity of \$273,428. Its income statement for the year ended June 30, 1985, shows total income \$1,766,676, total expenses of \$1,779,686 (including \$93,906 depreciation), resulting in a loss of \$13,011.

Shaw has extensive passenger motor carrier experience. Applicant states that it is familiar with the terms of the Compact and the Commission's rules and regulations and will comply therewith. Applicant was investigated by the United States Department of Transportation in March 1984. Several areas were cited as a result of which applicant implemented certain changes. Applicant was subsequently spot checked and found to be in compliance.

Close-Up's director of operations states that the Foundation is a non-profit educational entity which operates a multi-partisan government studies program in and around Washington, D.C., for high school students, teachers, and older Americans. Close-Up has been approved by the National Association of Secondary School Principals and various state and local education departments.

Since its inception 15 years ago, Close-Up has brought 150,000 participants to Washington. Shaw has provided transportation including local transfers and tours for the Foundation's high school students and their teachers. Close-Up now also desires Shaw's services for its older Americans based on Shaw's performance during the preceding two years. The Foundation is satisfied that Shaw can provide the reliable transportation it requires.

Inasmuch as there is a contract for the transportation of students by a school for a period in excess of 181 days, this application appears to be amenable to processing under Commission Regulation No. 70. See Order No. 2004, served June 20, 1979, and effective July 21, 1979. Pursuant to Commission Regulation No. 70-06, notice of this application must be published and opportunity given for

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2/ Six-hour minimum.

the filing of protests. Protests, if any, must be written, sworn and notarized, and must contain all evidence and argument upon which the protestant would rely.

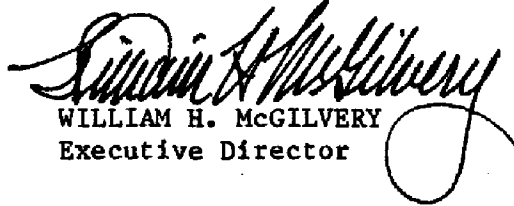
THEREFORE, IS IS ORDERED:

1. That Shaw Bus Service, Inc., publish once, in a newspaper of general circulation in the Metropolitan District, notice of this application in the form prescribed by the staff of the Commission no later than Friday, August 9, 1985.

2. That Shaw Bus Service, Inc., shall file an affidavit of such publication, with the Commission no later than Monday, August 19, 1985.

3. That any person desiring to protest this application shall file a notarized protest in conformance with Commission Regulation No. 70-06 at the office of the Commission, Suite 316, 1625 I Street, N.W., Washington, D.C. 20006, no later than Monday, August 19, 1985, and shall simultaneously serve a copy of such protest on counsel for applicant, Steven L. Weiman, Esquire, Suite 200, 444 No. Frederick Avenue, Gaithersburg, MD 20877.

FOR THE COMMISSION:

  
WILLIAM H. MCGILVERY  
Executive Director

